IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 14544 of 2004

Between:

Bhagyanagar Plot Owners Welfare Association,

Represented by its Joint Secretary, Mir Mohd. Ali,

S/o.Mir Husnath Ali,

H.No.9-1-20/3/12, Bapujinagar, Langerhouze,

Hyderabad.

..... PETITIONER

AND

1 Govt. of A.P., reptd., by its Prl. Secretary,

Revenue Department, Secretariat Buildings,
Hyderabad.
2 The District Collector, Ranga Reddy District,
Lakdikapul, Hyderabad.
3 Mandal Revenue Officer, Rajendranagar Mandal,
Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order more particularly one in the nature of writ of mandamus declaring the action of the respondents in not correctly identifying the boundaries of land in survey No.33 of Gandhamguda Village, Rajendranagar Mandal, Ranga Reddy District, as per records but going ahead with construction of houses and giving possession to third parties as unconstitutional, illegal and consequently declare that any erection of the structures or handing over the possession of the land to alleged weaker sections in Survey No.33 of Gandhamguda Village, Rajendranagar Mandal, Ranga Reddy District, is null and void till the boundaries of land in Survey No.33 of Gandhamguda Village, Rajendranagar Mandal, Ranga

Reddy District is demarcated as per records and fenced.

Counsel for the Petitioner:MR.K.S.MURTHY

Counsel for the Respondents: GP FOR REVENUE

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.14544 OF 2004

ORDER:

Bhagyanagar Plot Owners Welfare Association (for short, the Association) filed the present Writ Petition apprehending that the respondents while demarcating and dividing the Government poramboke land in S.No.33 of Gandhamguda Village might encroach into the plots belonging to members of the association. They also alleged that the revenue authorities have issued pattas for landless poor in S.No.33 and while demarcating the land in S.No.33 are trying to encroach into the plots allotted to the members of the association. Therefore, they seek a direction to the respondents to demarcate the boundary between S.No.33 of Gandhamguda Village and S.No.66 of Bandlaguda Jagir Village. It is the further case of the petitioner association that the property originally belong to Burra Lakshmaiah from whom Smt.Khasim Begum purchased the property. She appears to have executed sale deeds to the members of the petitioner association about a decade ago. The houses plots of the members of the petitioner association are spread over the land admeasuring Ac.2.21 guntas in S.No.66 of Bandlaguda Village and therefore there cannot be any difficulty for the revenue Officials to demarcate the boundary.

Be that as it is, learned Assistant Government Pleader for Revenue (General), after getting instructions, submits that the revenue officials are taking steps to

demarcate the land in S.No.33 of Gandhamguda Village and that they are not in any manner encroaching into the land in S.No.66 of Bandlaguda or any plot belonging to the members of the petitioner association. Learned Assistant Government Pleader also submits that petitioner Association has already submitted a representation to the second respondent. Therefore, the District Collector may take necessary action on the representation.

Recording the submissions of the learned Assistant Government Pleader, and also directing the District Collector to get the land surveyed, the Writ Petition is disposed of. No costs.

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(V.V.S.RAO, J)

17.8.2004

Note:CC in one week.

(B.O)

bnr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Principal Secretary, Revenue Department

Government of Andhra Pradesh,

Secretariat Buildings,
Hyderabad.

2 The District Collector, Ranga Reddy District,
Lakdikapul, Hyderabad.

3 Mandal Revenue Officer, Rajendranagar Mandal,
Ranga Reddy District.

4. 2CCs to GP for Revenue, High Court Bldgs., Hyderabad.

5. 2CD copies